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**OFFICE OF PETITIONS**

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MINNEAPOLIS MN 55440-1022

In re Application of	:
Kuwamoto et al.	:
Patent Number: 7,526,720	: DECISION ON
Issue Date: 04/28/2009	: APPLICATION FOR
Application No. 09/991766	: PATENT TERM ADJUSTMENT
Filing or 371(c) Date: 11/23/2001	: and
Attorney Docket Number:	: NOTICE OF INTENT TO ISSUE
07844-729001	: CERTIFICATE OF CORRECTION
	:

This is a decision on the petition filed on June 29, 2009, which is being treated as a petition under 37 CFR 1.705(d), requesting that the patent term adjustment indicated on the above-identified patent be corrected to indicate that the term of the above-identified patent is extended or adjusted by one thousand four (1004) days.

The petition to correct the patent term adjustment indicated on the above-identified patent is **GRANTED to the extent indicated herein.**

As the period from the filing date of the request for continued examination (RCE) to the issue date of the patent is not included in the "B" delay period, the over three year period begins on November 24, 2004 and ends on May 1, 2006, the day before the RCE was filed, and is 524 (not 525) days. See, 35 U.S.C. 154(b)(1)(B)(i).

As such, the patent term adjustment is 1003 days, not 1004 days.

The Office will *sua sponte* issue a certificate of correction. Pursuant to 37 CFR 1.322, the Office will not issue a certificate of correction without first providing assignee or patentee an opportunity to be heard. Accordingly, patentees are given one (1) month or thirty (30) days, whichever is longer, from the mail date of this decision to respond. No extensions of time will be granted under § 1.136.

The application is being forwarded to the Certificates of Corrections Branch for issuance of a certificate of correction. The Office will issue a certificate of correction indicating that the term of the above-identified patent is extended or adjusted by **one thousand three (1003) days**.

The Office acknowledges submission of the \$200.00 fee set forth in 37 CFR 1.18(e). No additional fees are required.

Telephone inquiries specific to this matter should be directed to Attorney Derek Woods, at (571) 272-3232.

*/ALESIA M. BROWN/*

Alesia Brown  
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Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy

Enclosure: Copy of DRAFT Certificate of Correction

UNITED STATES PATENT AND TRADEMARK OFFICE  
**CERTIFICATE OF CORRECTION**

PATENT : 7,526,720 B1

DATED : April 28, 2009

INVENTOR(S) : Kuwamoto et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[\*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by 479 days.

Delete the phrase "by 479 days" and insert – by 1003 days--